1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	4:05-cv-00703	3-Y Document 1	Filed 11/04/05 Page 1 of 83 PageID 1
RIGINA	e de la companya de l	IN THE UNITI	DIVISION DISTRICT OF TEXAS
Bill Clen 9601 S	name and ID Numerts Unit	nber	FILED NOV - 4 2005 CLERK, U.S. DISTRICT COURT By Deputy
Place of Co	niinemeni Ama	villo,Tx,79107	CASE NO: (Clerk will assign the number
v. <u>See</u> Defendant's	attached	2 Pages	
Defendant's	s name and address	ss	_ Juny Trial Demand
	name and address USE "ET AL.")	SS	4-05CV-0703-Y
	VIOUS LAWSUI		
	ave you filed <i>any</i> nprisonment?	other lawsuits in st	tate or federal court relating to your YES NO
B. If	your answer to "		be each lawsuit in the space below.
	ore than one laws me information.)	,	ditional lawsuits on another piece of paper,
giving the san	me information.)		t: See attached Pages
giving the said	me information.) Approximate d Parties to previ	ate of filing lawsuit	: See attached Pages
giving the said	Me information.) Approximate d Parties to previ Plaintiff(s)	late of filing lawsuit ious lawsuit:	
giving the said	Approximate d Parties to previ Plaintiff(s) Defendant(s)	late of filing lawsuit ious lawsuit:	: See attached Pages
giving the san 1. 2.	Approximate d Parties to previ Plaintiff(s) Defendant(s) Court (If federa	late of filing lawsuit ious lawsuit:	t: See attached Pages t; if state, name the county)
giving the san 1. 2. 3. 4.	Approximate d Parties to previ Plaintiff(s) Defendant(s) Court (If federa	late of filing lawsuit:)al, name the district;	t: See attached Pages t; if state, name the county)
giving the san 1. 2. 3. 4. 5.	Approximate d Parties to previ Plaintiff(s) Defendant(s) Court (If federa Docket Number	ate of filing lawsuit:) al, name the district; r: to whom case was a	t: See attached Pages t; if state, name the county)

Rage 1 of 74

⊯ATC1983 (Rev. 2/00)

-		Defendants Names and Addresses
	1	Tarrant County Individual and official Capacity
		100 N. Lonar St.
		Fortworth, Tx 76102
	٦,	Dee Anderson Individual and Official Capacity
 - 		100. N. Lonar St.
-		Fortworth, Tx 76102
	2	Tarrant County Hospital J.P.S. Health Network
	<u>,</u>	·
		1500 South main St.
		Fortworth, Tx 76104
	4.	David Cecero Individual And Official Copacity
		1500 South main St.
, 		Fortworth, Tx 76104
	5.	D.M. Stromile Individual and Official Copacity
ļ		100. N. Lanar St.
		Fort worth, TX 76102
The proof of the p		
		/
		Page 2 of 74
		Taye Sol 1

)	Defendants Names and Addresses
(6.	Cedric Simon Individual and Official Capacity
	100 N. Laman St.
	Fortworth, Tx 76102
7,	Cayle Gray Individual and Official Capacity
	100 N. Lamar St.
	Fortworth, Tx 76102
8	Lieutenant Christian Individual and Official Capacity 100 N. Lamar St.
	Fort worth Tx 76102
G	Eugene L. Garcia Individual and Official Capacity
	100 N. Lana 31.
5-1	Fort worth, TX 76103
	O. Richard Closner Individual and official Capacity
	0. Richard Closner Individual 1.
	Fortworth, TX 76102
	1-6(4W8) 711 / 1 / 1 / 1 / 1 / 1 / 1 / 1 / 1 / 1
<u>ــــــ</u> کې <u>ــــــ</u>	Page 3of 74
	3

	Defendants Names and Addresses
11.	J. Evans Individual and Official Capacity 100 N. Lanar St. Fortworth, TX 76102
. 12.	Mr. Guadalupe Individual and Official Capacity 100 N. Lamar St. Fortworth, TX 76102
	Carl Garrett Individual and official Copacity 100 N. Lamar St. Fortworth, Tx 76102
14,	Charlie Akomas Individual and official copacity 100 N. Lanar St. Fortworth, TX 76102
15	D. Bailey Individual and Official Capacity 100 N. Lanar St. Fortubryh, Tx 76102
	Page 40f 74

`)	
- ′	Defendants Names and Addresses
16	Don C. Taylor Individual and Official Capacity
	100 N. Laman St.
	Fortworth, TX 76102
٧٦.	Mr. Felton Individual and Official Capacity
^	100 N. Lanor St.
	Fortworth, TX 7602
- /	
18,	Mr. Gracia Individual and Official Capacity
	100 N. Lanarst.
<u> </u>	Fortworth, Tx 76102
19.	Ms. Crisp Individual and Official Copacity
	100 N. Lanar St.
	Fortworth, Tx 76102
20.	Officer Collier Individual and Official Capacity
	100 N. Lonar St.
	Fortworth, Tx 76102
	Page S of 74

)	Defendants Names and Addresses
21	Mr. Nieuwehuis Individual and Official Capacity 100 N. Laman St. Fortworth, TX 76102
	Ms Chandler Individual and Official Copacity 100 N. Laman St. Fortworth, Tx 76102
23 .	James Waggener Individual and official Capacity 100 N. Lamar St. Fortworth, TX 76102
24.	Daisy May Jackson Individual and Official Capacity 100 N. Lanar St. Fortworth, Tx 76102
25	Nurse Debble Fanal Individual and Official Copacity 100 N. Lomar St. Fortworth, Tx 76102
)	page 60f 74

·	Defendants Names and Addresses
26	Radiologist Curtis Individual and Official Capacity 100 N. Lanor St. Fortworth, Tx 76102
27.	Nurse Jacqueline Individual and Official Capacity 100 N. Lamar St. Fortworth, Tx 76102
290	Mr. Wilson Individual and Official Capacity 100 N. Lamar St. Fortworth, Tx 76102
29	Mr. Cole Individual and Official Copacity 100 N. Lamar St. Fortworth, Tx 76102
30.	Mr. Derusha Individual and Official Capacity 100 N. Lanar St. Fortworth, Tx 74102
	Page 70f74

)	Defendants Names and Addresses
	DEFENDINGS WIS AGONESSES
31,	Mr. James Thomas Individual and Official Capacity
	100 N. Lanar St
	Fortworth, Tx 76102
	•
32	Mr. Haber Individual and Official Capacity
	100 N. Laman St.
	Fortworth, Tx 76102
33	Mr. Harrison Individual and Official Capacity
	100 N. Lanar St.
	Fortworth ITX 76102
,	
*	
70-480-2-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-	
14 - 10 - 10 - 10 - 10 - 10 - 10 - 10 - 1	
	Page 8 of 74

î	,	
1		Revious Lawsuits
	\.Appro	ximate date of filing lausuit: October 11,2002
		s to Previous lawsuit:
		Att - Allen F Calton
_		dants-Torrant County, Sheriff Dee Anderson, Chief
		nowles, Lt Christian, Chief Simon, Lt. Johnson, Lt.
	West	, M. Reagan, JPS Health Network, Ehorlath
***************************************		njar, Jerry wimberly, Or. Felps, Or. Lowe, Or.
	u u	er, Dr. Feagin, Danny Shephard, Tracy Corson,
		Jay M. Alt Emp # 7389
	3	Court: Northern District Of Texas
	Fo	Aworth Owision
	4.0	ocket Number: 4:02-cv-0845-A
	<u>5.N</u>	one Of Judge To whom Case was Assigned
	. J	ha Mc Bride
***************************************	G. Di	sposition: Dismissed for lack of Subject Matter
	Just	liction-Pursuent to 28 use & 1915 A (b)
	7. A8	proximate date of disposition: April 15,2003
		Page 90f 74
Appropriate to		
-	•	

I Previous Lawsuits
1. Approximate date of fling lawcuit: October 11,2002
2. Parties to Previous Lawsuit
Plaintiff - Allen F. Calton
Defendants - City of Garland, Larry Wilson, Lt. K. R. Davis
Lucas Shupe, m.G. Clark, Demarcus Banda, J. Purkett,
1st Shift John Doe, 2nd Shift John Doe, 3nd Shift
John Doe
3. Court: Northern District Of Texas
Dallac O Nicion
4. Docket Number: 3:02-CV-2215-N
5. Name of Judge To Whom Coce was Assigned:
David C Godbey
La Disposition: On Appeal
7. Approximate Date of Disposition: March 7,2005
Page 10 0 f 74

į	
T	Previous Lawsuits
1. App.	oximate date of filing lawsuit: May 8,2003
	ies to Previous Lawsuit:
	intiff - Allen F. Calton
	endonts - JPS. Health Network, Tomes Wiggener,
	low Loewer , Dr. Felps, and mark weight
1	nt: 348th Judicial District Court
	nont County Texas
1	W. Bellnap St.
	+worth, Tx 76196
1	ocket Number: 348-198781-03
l .	lane Of Judge To whom Case was Assigned
	th Judicial District Judge
	position: Phintilt voluntarily Non-wited the action
7.40	primate nate of Disposition: November 8,2003
1	
	Page 11 of 74

	Aller Calton # 1123880 Case 4:05-cv-00703-Y Document 1 Filed 11/04/05 Page 12 of 83 P
II.	PLACE OF PRESENT CONFINEMENT:Amarillo, Tx 79167
111.	EXHAUSTION OF GRIEVANCE PROCEDURES: Have you exhausted both steps of the grievance procedure in this institution? YES NO Attach a copy of the Step 2 grievance with the response supplied by the prison system.
IV.	PARTIES TO THIS SUIT: Allen Calfon # 1123880
•••	A. Name of address of plaintiff: Rill Clement's Unit
	9601 Spur 591 Amarilla, TX 79/07
	B. Full name of each defendant, his official position, his place of employment, and his full mailing address.
	Defendant #1: See attached Pages
	Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
	Defendant #2:
	Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
	Defendant #3:
	Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
	Defendant #4:
	Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
	Defendant #5:
	Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
V.	STATEMENT OF CLAIM:
	State here in a short and plain statement the facts of your case, that is, what happened, where did it happen, when did it happen, and who was involved. Describe how each defendant is involved. You need not give any legal arguments or cite any cases of statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach extra pages if necessary, but remember that the complaint must be stated briefly and concisely. IF YOU VIOLATE THIS
	RULE, THE COURT MAY STRIKE YOUR COMPLAINT. See attached Pages
ATC198	13 (Rev. 2/00) Page 12 OC 74

Parties To This Suit Defendant # Individual and Official Capacity Tarrant County 100 N. Lamar St Fortworth Tx 76102 Pursuant to Tarrant Country Policy on 2-22-04 medical Personel in J.P.S. Health Network emergency room. Defied the Plaintiff nedical attention for his burning eyes and blurred Vision. Pursuant to Tarrant County Policy on 2-28-04 Nurse Jacqueline unqualified medical personnel was allowed to make a determination if the Plaintiff needed medical attention for burning eyes causing blured vision. Pursuant to Tarrant County Policy on 2-28-04 Nurse Debbie Fanal unqualified medical personnel was allowed to make a determination. That the Plaintiff did on did not need emergency medical dace. Pursuant to Tarrant County Policy from 2-10-04 through 4-1-04. The plaintiff was deried direct access to the Law Library. The devial was due to Tarront County Policy of Not Allowing Innates housed on 55A or se B direct access to the Law Library. Page 13 of 74

	IV Ponties To This Suit
ang sa sa ng	Pursuant to Tarrant County Policy from 2-10-04 through
e mertinan di kili di manan menandah mendiki kelalan mengapak	4-1-04. The Plaintiff was placed in SSA and SUB
	Twenty Three (23) hours a day lockdown tanks without
	being served a discliplinary ease, given a disciplinary
Colorado e Terrescolar e e e e e e e e e e e e e e e e e e e	hearing or any disciplinary hearing finding of guiltat
	any point while on Lock down status for (52) days.
Proceedings of the second constitution of the	Pursuant to Tarrant Country Policy from 5-10-04 through
	5-20-04. The Plaintiff was forced to wear a shock
	Belt throughout a criminal Jury Trial.
-)	Defendant #2 Individual and Official Capacity
	Dee Anderson Torrant County Sheriff
	Ob N. Lamanst.
	Fortworth, Tx 76102
	Dee Anderson inherited or established a Policy that
	allowed Nurse Jacqueline unqualified Medical
	Personnel to make a determination if the Plaintiff
·	needed medical attention for burning eyes causing
	blurced vision. That allowed Nurse Debbie Faral
	unqualified medical personnel to make a determination
. /	Page 140 + 72/

IV Porties To This Suit

That the Plaintiff did or did not need emergency medical care. For a back injury sustained after a fall Dee Anderson inherited or established a policy that deried the Plaintiff direct access to the Law Library from 2-10-04 through 4-1-04. Due to Tarrant County Policy of Not Allowing inmates housed in SSA or 56B direct access to the Law Library. Dee Anderson inherited or established that allowed the Plaintiff to be housed in SSA and SGB. Twenty three (23) hours a day lock down tanks. From 2-10-04 through 4-1-04 without being served a disciplinary hearing finding of guilt at any point while on lockdown status for (\$2) days Dee Anderson inherited or established a Policy that required the Plaintiff to be out filted with a shock Belt from 5-10-04 through 5-20-04 during a criminal Juny Trial.

Defendant #3

Tarrant County Hospital J.P.S. Health Network
1500 South Main St.
Fortworth, Tx 76104

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Parties To This Suit Pursuant to J.P.S. Health Network Policy emergency coom medical personnel. Were allowed to discontinue emergency medical care and treatment altogether. when the Plaintiff declined a "Spinal Tap" Procedure on 2-22-04. The energency room medical personnel then deried the Plaintiff treatment for his burning eyes and blurned vision. Pursuant to J.Ps. Health Network Policy Nurse Jacqueline unqualified medical personnel was allowed to make a determination If the Plaintiff needed medical attention for burning ever causing blurred vision. Pursuant to J.P.S. Health Network Policy Nurse Debbie Foral Unqualified medical personnel was allowed to make a determination. That the Plaintiff did andid not need emergency medical care. After a fall injuring his back. Defendant # 4 David Cecero CEO. J. P. S. Health Network 1500 South Main St Fortworth, Tx 76104

Page 160f 74

IV Porties To This Suit

David Cecero established or inherited a policy allowing emergency room medical personel. To discontinue emergency medical care and treatment altogether.

When the Plaintiff declined a "Spinal Tap" Procedure on 2.22.04. The energency room medical personnel then denied the Plaintiff treatment for his burning eyes and blurred vision. Also established or inherited a policy allowing unquolified medical personnel Nurse Jacqueline to make a determination if the Plaintiff needed medical attention for burning eyes causing blurred vision. Also established or inherited a Policy allowing unqualified medical personnel Nurse Debbie Fanal to make a determination. That the Plaintiff did or did not need emergency medical care after a fall injuring his back.

Defendant # 5 Individual and Official Capacity

OM. Stromile Chief Deputy Torrant County
100 N. Lamar St. Sheriff Department
Fortworth, TX 76102 Support Services

Page Mot 74

IV Parties To This Suit

Chief Stromile Conspired with Sgt. Eugene Garcia and Chief Cedric Simon on 2-10-04 in derying the Plaintiff Access to the Courts and Due Process by moving Plaintiff to a lock down tank without a discliplanary case or hearing determining guilt. While on lockdown status for (52) days. Chief Stromile also failed after personal conversations, numerous request forms, and grievances to correct the improper housing.

Defendant # (0 Individual and official Copacity

Cedric Simon chief Deputy Tarront County
100 N. Lamon St. Sheriff Department
For two rth, Tx 76102 Housing

Chief Simon Conspired with Sgt. Eugene Gorda and Chief Stromile on 2-10-04 in denying the Plaintiff Access to the Counts and Due Process by Moving Plaintiff to a lockdown tank without a disciplinary case of hearing determining guilt. While on lock down status for (s2) days. Chief Simon also failed after personal conversations, numerous request

Page 180f 74

1 1	Parties To This Suit
for	ms, and grievances to correct the improper housing.
De.	fendant#7 Individual and Official Capacity
	cyle Gray # 2441 Lieutenant Deputy Tarrant County
	ON. Lanar St. Sheriff Department ort worth, TX 76102
	t. Gray on 2-10-04 made false accusations in a report
<u>)</u>	hat the Plaintiff had assaulted another inmate. That esculted in the Plaintiff being moved to a (23)
	disciplinary hearing determining guilt. While on
	lockdown status for (52) days.
	Defendant #8 Individual and Official Capacity
,	Mr. Christian Lieutenant Deputy Torrant County 100 N. Laman St. Sheriff Department
	Fortworth, TX 76102 Classification Supervisor
	t. Christian gave the orders to D. Bailey for Plaintiff's
.1.//	Page 1907-74

IV Parties To This Suit

Lockdown housing assignment on 2.10.04. That denied the Plaintiff Access To Courts And Due Process by Moving the Plaintiff to a Lockdown Tank without a disciplinary case or disciplinary hearing determining guilt while on lockdown status for (52) days.

Defendant #9

Individual and Official Capacity

Eugene L. Garcia Sergeant Deputy Torrant County
100 N. Lamar St. Sheriff Deputy

Fort worth, Tx76102

St. Garcia conspired with Chief Simon and Chief
Stromile on 2-10-04 in denying the Plaintiff Access to Courts
and Due Process By moving Plaintiff to a lockdown
tank without a disciplinary case or hearing determing
guilt. While on lockdown status for (s2) days. Sgt.
Garcia also initiated and approved Plaintiff being
moved to a lockdown tank on 2-10-04. On 2-11-04
Sgt. Garcia failed to clear up the false assault
allegation. After receiving a report from officer
w. Jones informing him there was no such assault

Page 20 of 74

₩.	Parties to this suit
O C	dispute concerning the Plaintiff and another inmate.
0	eferdant #10 Individual and Official Capacity
Riv	hand Closner #1551 sergeant Deputy Tarrant County
10	O N. Lamar St. Sheriff Department
F	ortworth, Tx 76102
Ric	hand Closner Conspired with J. Evans in giving
0-	fficer Gracia the orders to Spray the Plantiff in
<u>) 4</u>	re face with Pepper Spray on 2-22-04.
	Defendant #11 Individual and Official Capacity
	J. Evans Sergeant Deputy Tarrant County
	100 N. Lanar St. Sheriff Department
	Fort Worth ,TX76102
and the second s	
	J. Evans conspired with Richard Closner in giving
	Officer Gracia the orders to spray the Plaintill in
	the face with Pepper Spray on 2-22-04.
-	Page 21 of 74

, <u></u>	IV Parties To This	s Suit
0	efendant # 12	Individual and Official Capacity
	Mr. Guadalupe	Corporal Deputy Tarrant County
	100 N. Lanar St.	Sheriff Department
- upun sahiri da sari iga sarah 4.4 — sandari Haramak	Fort Worth, TX 74	0 102
7	Cp1. Guadalupe or	n 2-10-04 personally escorted after
	ordering the Plaintiff	? to Pack up his property and move
	to SSAO2. Therefor	e derying the Plaintiff Access to
	Courts And Due	Process By Moving The Plaintiff to
}		. without a disciplinary case or
	1	determining guilt. While on lockdown
	status for (sa) à	-
	Defendant #13	Individual and Official Capacity
	Carl Garcett	Deputy Tarrant County
	100 N. Lanor St.	
	Fortworth, Tx	
	Carl Crarrett	on 2-10-04 made and submitted a report
		allegations. That the Plaintiff had
(Page 22 of 79

IV Parties To This Suit

assaulted another inmate. That resulted in the Plaintiff
being moved to a lockdown tank. without a disciplinary
case or disciplinary hearing determining guilt. While on
lock down status for (52) days.

Defendant # 121

Individual and Official Capacity

Charlie Akomas # 65468

Deputy Tarrant County

100 N. Laman St. Shoriff Department

Fort Worth, Tx 76102

Charlie Akomas on 2-10-04 made and submitted a report containing false allegations. That the Plaintiff had made threats that would respondize officers and inmates safety. That resulted in the Plaintiff being moved to a lock down tank and Placed on assaultive status. Without a disciplinary case or disciplinary hearing determining guilt while on lock down status for (SD) days

Page 23 of 74

L_	I Parties To This Suit
	efendant #15 Individual and Official Capacity
	Deputy Torrant County 100 N. Lamorst Sheriff Deportment Fortworth, Tx 7(0102 Classification Officer
5	D. Bailey made the Lock down housing assignment to 5 ADD and 56B on 2-10-04 for the Plaintiff without any disciplinary case or disciplinary hearing determining guilt. While on lockdown status for (52) days
	Defendant #16 Individual and Official Capacity
	Don C. Taylor Deputy Tarrant County 100 N. Lamar St. Sheriff Department Fortworth, Tx 76102
4	On 2-22-04 Don C Taylor Participated with Officers and Pailed to intervene officers that sprayed the Plaintiff in the face with Pepper Spray.
	Page 24 of 74

	T	Parties To This Suit
	0	eferdant #17 Individual and Official Copacity
1	ì	Mr. Felton Deputy Tarrant County 100 N. Lamar St. Sheriff Department Fortworth, Tx 76102
		On 2:22-04 Mr. Felton parlicipated with officers and failed to intervene officers that sprayed the Plaintiff in the face with Pepper Spray. Defendant #18 Individual and Official Capacity
		Mr. C-racia Deputy Torrant County 100 N. Lanar St. Sheriff Department Fortworth, Tx 76102
		On 2-22-04 Officer Gracia Sprayed the Plaintiff in the face with Pepper Spray.
		Page 250f74

V	Parties To This Suit	
	Defendant # 19 Individual and official Capacity	
	MS Crisp Deputy Tarrant County	
	100 N. Lamar St. Sheriff Department Fortworth, TX 76 102	
	On 2-22-04 Ms Crisp participated with officers and	
	ailed to intervene officers that sprayed Plaintiff in the face with Pepper Spray.	
)	Defendant #20 Individual and Official Copacity	
	Mr. Collier Deputy Tarrant County	
	100 N. Lamorst Sheriff Department Fortworth, TX76102	
i	222-04 Officer Collier made threats of spraying the	
	Plaintiff with Pepper Spray, Also on 222 OH Officer	
	Mier participated with officers and failed to intervene	
	licers that sprayed Plaintiff in the face with	
Ye	pper Spray.	
	Page 260f74	

	Parties To This Suit
0	efendant #21 Individual and Official Capacity
	Mr. Nieuwehuis Deputy Tarrant County 100 N. Laman St Sheriff Department
	Fortworth, Tx 76100
	On 2-22-04 Mr. Niewehuis participated with
	fficers and failed to intervene officers that
<u> </u>	prayed Plaintiff in the face with Pepper Spray,
<i></i>	efendant #22 Individual and Official Copacity
	Ms. Chandler Deputy Tarrant Country
	100 N. Lonar St. Sheriff Department
	Fortworth, Tx 76102
M	s Chandler on 2.28.04 assisted other officers and
	edical personnel to dary the Plauntiff energency medical
	are and treatment. Also assisted in renoving by
	impling the Plaintiff off a back board without only
	· Rays, treatment, or on evaluation by qualified
	medical Personnel causing further injuries and pain
	Page 27 0 F 74

W	Parties To This Suit	T
0	efendant #23	Individual and Official Capacity
	Sames Waggerer MD.	J.P.S. Health Network-
	100 N. Lanar St.	Tarrant County Jail
	Fortworth, Tx 76102	Physician
	James Waggerer on 2.28	-04 Informed unqualified
<u> </u>	ledical personnel Debbie	Foral over the telephone
7	o dery the Plaintiff e	nergency medical care.
· · · · · ·	sefondant # 24	Individual and Official Capacity
	Daisy May Jackson	J.P.S. Health Network
	100 N. Lang St.	Torrant County Jail
	Fortworth, Tx 76102	Registered Norse
	Jackson on 228-04	assisted other officers and
	dical personnel to dery	the Plaintiff emergency medical
	re and treatment. Also	
	1	a back board without any
	Rays, treatment, or a	
	edical personnel causing	
	P	age 280f74

T.	Parties To This Sait
E	referdant #25 Individual and Official Capacity
1	Debbie Fanal J.P.S. Health Network
	100 N. Laman St, Tarrant County Jail
	Fort worth, TX 76102 Registered Nurse
	ebbie Faral on 228.04 after speaking with Dr. Waggerer
	or the telephone. Denied the Plaintiff emergency medical
	re. Also assisted in renoving by dumping the Plaintiff
	off a back board without any X-Rays, treatment, or
	n evaluation by qualified medical personnel causing
	Further injury and pain
	Defendant #26 Individual and official Copacity
and the second section of the	Radiologist Curtis J.P.S. Health Network
namellin des comparar es conscionar des sele sense este considerat de la compara de la compara de la compara d	100 N. Langer St. Tarront County Jail.
	Fortworth, Tx 7602 Radiologist
_	
	adiologist Curtis on 2-28 out assisted other officers
	2 medical personnel to deny the Plaintiff emergency
	redical care. Also assisted in cenouing by dumping
	Page 29 0+ 74

7 11	Parties To This Suit
	realment, or an evaluation by qualified medical personnel causing further injury and pain.
	Defendant #27 Individual and official Copacity
	Nurse Jacqueline J.P.S. Health Network 100 N. Lamarst. Tarrant County Jail Fortworth, Tx 76102 Registered Nurse
	Nurse Jacqueline on 2-28-04 denied the Plaintiff nedical attention for his blurred usion and burning eyes, which hours later resulted in the Plaintiffs sustaining a Painful back injury.
	Defendant # 28 Individual and Official Capacity
	Mr. Wilson Sergeant Deputy Tarront County 100 N. Lamar St. Sheriff Department Fortworth, Tx 76102
him and the second	Page 300f 74

Parties To This Suit Sergeant wilson on 2-10-04 Personally esconted after ordering the Plaintiff to Packup his Property and move to 55 ADD. Therefore derying the Plaintiff Access to Courts and Due Process by moving the Plaintiff to a lockdown tank. without a disciplinary case or disciplinary hearing determining guilt. While on lock down status for (sa) days. Defendant # 29 Individual and official Capacity Mr. Cole Bailiff Tarrant County 100 N. Lana St. Sherff Department Fortworth, TX 76102 From 5-10-04 through 5-20-04 Mr. Cole forced the Plaintiff to wear a shock Belt throughout a criminal jury trial. That caused extreme disconfort Page 310f 74

	Parties To This Suit
	Defendant #30 Individual and Official Copacity
	Mr. Derusha Bailiff Tarrant County
	100 N. Lanar St. Shoriff Department
and the state of the	Fortworth, Tx 74102
	From 5-10-04 through 5-20-04 Mr. Derusha forced
	the Plaintiff to wear a shock Belt throughout
	a criminal jury trial - That caused extreme
	discomfort.
<u> </u>	
	Defendant #31 Individual and Official Copocity
	Mr. James Thomas Bailiff Tarrant County
	100 N. Lanar St. Sheriff Department
······································	Fortworth, Tx 76102
	From 5-10:04 through 5-20:04 Mr. Thomas
	forced the Plaintiff to wear a shock Belt
	throughout a criminal sury trial. That caused
	extreme discomfort.
<u> </u>	Page 320f 74

1	
	V Parties To This Suit
ndatuda ya nifa Markiwa wa 1962 a Pilipanya wa 1964 ilianga 1964 a 1	
	Defendant #32 Individual and Official Capacity
	Mr. Hober Bailiff Tarrant County
	100 N. Lanar St. Sheriff Department
	Fortworth, Tx 76102
	From 5-10-04 through 5-20-04 Mr. Haber forced
	the Plaintiff to wear a shock Belt throughout
	a criminal Jury trial. That caused extreme
	disconfort.
)	
	Defendant # 33 Individual and Official Capacity
	Corporal Harrican Corporal Deputy Tarrant County
	100 N. Lanar St. Sheriff Department
	Fortworth .Tx 76102
	on 2-28-04 Cpl. Harrison ordered the Plaintiff
	back to his cell without any assistance from
	officers. The Plaintiff had just completed a
	visit with a family member and had to be
	escorted to the visitation booth with one hand
magananyakan ke kampin agam pama-pamah ni magani bira kampa dan ke dan ke magani palam kalam mengala pelam men	
}	Page 33 of 74

	Parties Tothis Suit
,/	
٥٨	an officers shoulder due to vision impairment.
	abfl tried explaining to Cpl. Harrison that he had
-	puble seeing but the Corporal ordered him to his
	11. The Plaintiff complied out of fear due to
	le continous bias treatment from deputies. The
1	aintiff then tripped over an object in the hallway
	establing a painful backingury.
	5
<u> </u>	-
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,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
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	page 340f74
	4476 2107 17
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Statement Of Claim

(1) Tarrant County

(A) Pursuant to Torront County Policy on 2-22-04 medical Personnel in J. S. Health Network Emergency Room. Denied the Plaintiff Medical Attention for his burning eyes and blurred vision which resulted from the Plaintiff being sprayed in the eyes with Caprium Pepper spray. J. R.S. energency room officials informed the Plaintif that if he declined the "Spinal Tap" Procedure he would also be deried treatment for his eye injury pursuant to hospital policy. In spite of the fact that the Plaintiff vision was impaired and the pain from the burning sensation was interce. The pain lasted several days and deprived plaintiff of sleep and confined him to his bed because of usion impalement while taying to retrieve mail on 2-27-04. Plaintiff trippedover his toilet due to impriced vision and bumped his head which resulted in an epileptic seizure and had to be transported to Harris Hospital energency room. At which time Plaintiff finally received treatment for his eye injury and had his eyes flushed. Plaintiff was also subsequently prescribed eye drops on 3-4-04 3-23-04, and 5-27-04. The Plaintiff currently experiences occassional blungs vision. Plaintff also continues to suffer from epileptic seizures and has been prescribed Oilantin an anti-seizure medication

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T V	Statement Of Claim
Denial	t medical care resulted in additional permanent and adverse
	and was in violation of Plaintiff Right to Due Process.
	3
(B)	Rursuant to Tarrant County Policy on 2-27-04 Nurse Jacqueline
	alified medical personnel was allowed to day the Plaintiff
med	cal attention for his burning eyes and Hurred vision. See
	pit "F" hereto attached and incorporated. In spite of
	fact that Plaintiff was in a lat of pain and had to
	scorted to her for evaluation while holding onto an
	er's shoulder due to his impaired vision. Plaintill had
',	sleep due to the intence pain and was confined to his
bed	due to victor impairment. Hours later on 2-27-04 after
	g deried medical care by Nurse Jarqueline Plaintiff tried
to	etrieve his mail and tripped over his toilet because he
did	not see it. Plaintiff fell and bumped his head and
	tained an epileptic seizure. Was transported by
	allance to Harris Hospital. Finally receiving eye treatment
	had his eyes flushed. Plaintiff was also prescribed eye
	s on 3.4.04, 3.24.04, and 5.7.04. The Plaintiff currently
	mences occassional blume duision plaintiff also continues to suffer
	n epileptic seizures and has been prescribed vilontin an
	eizure medication. Denial of medical care resulted
	Page 36 of 74

∇	Statement Of Claim
in ad	itional permanent and adverce injuries and was in
oloiv	tion of Plaintiff's right to Due Process.
·····	
-(C)	Pouruant to Torrent County Policy on 2-28-04 Nurse
0e'	blie Fonal unqualified medical personnel was allowed to
4	my the Plaintiff emergency medical care for his eye injury
	painful back injury sustained after a fall - See Exhibit
0"	hereto attached and incorporated. She did so after
	aking with Physician Jones Waggener over the phone. She
	ened the Plaintiff emergency medical care. In spite of the fact
	that was in severe pain from the eye injury and back injury -
Pla	ntill was finally seen by an orthopedic doctor is) days later
	prescribed vicadin for the interse pain from the back
	my Plaintiff was also prescribed eye drops on 3-4-04,
	4-04, and 5-7-04, Plaintiff was also prescribed Flexeril
as:	motion while he was in the informary for (30) days confined
	risbed. Plaintil's painful injury also required him to use
i	heel chair. One to pain he experienced from attempting
	stand or work. Plaintiff missed meals the three days
	pas deviet medical attention and also missed several
The state of the s	er meals while in the infirmary and lost (40) pounds in
	days due to pain. Plaintiff was also forced to winde
,	
e de la companya de l	Page 37 of 74

	Statement Of Claim
and d	elecate on himself due to the inability to stand or walk.
	anal also assisted in dumping Plaintiff Off of the bock
1	he was placed on after the arcident. While being dumped
	of the back board Plaintiff felt a gop and a sharp
l l	shoot down his leg. Which requires Plaintiff to
- 1	ently take over the counter medication for
•	relief, Plaintiff also currently experiences
Į	isal bluces vision. Derial of energency nestical
	resulted in additional permanent and adverce
	ies and was in violation of Plaintiffs
- I	nt to Ove Process.
WITH THE PROPERTY OF THE PROPE	
TO THE PROPERTY OF THE PROPERT	
Monthly Market	
(0)	Plaintiff wer housed on SSA and S&B from 2-10-04
1	ough 4-1-04. This was purrount to a Tarront Country
4	cy that could house inmates inmates on SSA on SGB
j	how a day punitive lockdown tanks in the Tarrant
1	ty Jail without any type of notice of any
	Page 380f 74
Linguage Control of the Control of t	

7	Statement Of Claim
	SOLEMON OF CIMIN
type	of rule violation, disciplinary case, or disciplinary hearing
	pining guilt of any rule violation. See Exhibit "B"
	and a hereto attached and incorporated. Such
	n was in violation of Plaintiff's Right to Due Process.
<u> </u>	
(上,)	Plaintiff was derived Access to Courts from 2-10-04
	3h 4-1-04. The desial was due to Plaintiff being
hou	sed on 55A and 56 B due to false allegations
	ates housed on SSA OCSOB without Due Access of
any	notice of rule violation, disciplinary case or disciplinary
heari	ng weren't allowed direct access to the Law Library.
This	was Pursuant to a Tarrant County Policy. See
Exhi	sit" " page 1 and 2 hereto attached and
Incor	porated. Plaintiff attempted to utilize the Law
	any cell delivery system but frequently would
cecei	ve the requested material very late or would
	ecrive it at all. Due to this devial of access to
	t. Plaintiff was prejudiced due to having to maive
	cedy Trial Hearing on 2-12-04 and a Suppression
4	ncy on 2-26-04. At the time Plaintiff was a Prose
•	about and did not have any assistance from
3	Horney. while representing himself in a criminal
. November	
	Page 390f 74
Prince	

Δ	Statement Of Claim
Mad	er This walated the Plaintiff's Right to Self Representation,
Effec	tive Assistance Of Counsel, and Due Process.
(£)	Officers Derusha, Thomas, Cole, and Haber informed
	Plaintiff that Pursuant to Tarrant County Policy he
woo	uld be forced to wear a shork Belt throughout
<u>his</u>	esiminal July Total from 5-10-04 through 5-20-04.
P\a	intiff repeatedly informed the officer (that he
	uld occassionally feel a tingling sensation while
	wore the Shork Belt during the trial. The officers
`\	sted the Plaintiff continue wearing the shock
	but did take photographs of the Plaintiff's body
	Aff was prejudiced due to the distractions from
	Shock Belt during the trial. Forled to effectively
	ine witnesses as well as call several supermed
wis.	messes to testify to support his automatism defense.
	ulting in a life sentence the Plaintiff received in
uiol	ation of his right to Self Representation, Effective
	tance of Coursel, and Due Process.
and a state of the	
<u> </u>	Dee Anderson
reconstructive	10 - 10 - 10 - 10 - 10 - 10 - 10 - 10 -
	Page 40 0f 74

(A.) Pursuant to A Policy established or inherited by Dee Anderson. Nurse Jacqueline unqualified medical Personnel was allowed to day the Plaintiff medical attention for his burning eyes and blurred vision. See Exhibit "F" hereto attached and incorporated. In spite of the fact that Plaintiff was in alot of pain and had to be exorted to her for evaluation. While holding anto an Officer's shoulder due to his impaired vision. Plaintiff had lost sleep because of the intense pain and was confined to his bed due to the vision impairment. Hours later on 2-27-04 after being deried medical care by Nurse Jacqueline. Plaintiff tried to retrieve his mail and tripped over his toilet because he did not see it. Plaintiff fell and humped his head and sustained an epileptic seizure. Was transported by Ambulance to Harris Hospital Finally receiving eye treatment and had his eyes flushed. Plaintiff was also prescribed eye drops on 3-4-04, 3-23-04, and 5-7-04. The Plaintiff currently experiences occassional blurred vision. Plaintiff also continues to suffer from epileptic seizures and has been prescribed Dilatin an anti-seizure medication. Desial of medical care resulted in additional permanent injuries and was

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<u> </u>	Statement Of Claim
	riolation of Plaintiff's right to One Process.
(B.	Pursuant to A Policy Dee Anderson established or
	Merited. Nurse Debbie Fanal inqualified medical personnel
	s allowed to dery Plaintiff emergency medical care for his eye Jury and painful bock injury sustained after a fall. See Exhibit
	"hereto attached and incorporated. She did so after speaking
	ith Physician James Waggener over the telephone. She then
	enied the Plaintiff emergency medical care. In spite of the fact
	aintiff was in severe pain from the are injury and book injury. aintiff was finally seen by an Onthopedic portor (3) days later.
1	ho prescribed Vicodin for the intense pain from the back
	jung. Plaintiff was also prescribed eye drops on 3-4-04,3-23-04,
	and 5-7-04. Plaintiff was also prescribed Flexeril and Motrin
	thile he was in the informance for (30) days confined to
•	ar. Due to the pain he experienced from attempting to stand
	walk. Plaintiff missed meals because he could not get
	of the three days he was devied medical care Plaintiff missed
	veral other meals because of the pain. While in the infirmary
	(30) days and lost (40) pounds. Plaintiff was also forced to
- <u>u</u>	THE MADE OF THE TABLE TO THE TABLE TO
<u> </u>	Page 42 of 74

Stand or walk. Ms Fanal also assisted in dumping the Plaintiff off of the back board he was placed on after the accident.

while being dumped off of the back board Plaintiff letta
gop and sharp pain shoot down his leg. which requires plaintiff
to currently take over the counter medication for pain relief.

Plaintiff also currently experiences occassional blurred

vision. Denial of emergency medical care resulted in

additional permanent and adverse injuries andwas in

Violation of Plaintiffs right to Due Process.

(C) Plaintiff was housed on SSA and SGB from 2-10-04
through 4-1-04. Pursuant to a Policy Dee Anderson established
or in herited that allowed inmates to be housed on SSA or
SGB (23) hour a day puritive lock down tanks in the
Torront County Tail. without any type of notice of any
type of rube violation, disciplinary case, or disciplinary
hearing determining guilt of any rule violation. See
Exhibit "B" page I and 2 hereto attached and
incorporated. Such action was in violation to
Plaintiff's right to Due Process.

(D.) Plaintiff was deried Access To Courts from

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2-10 04 through 4-1-04. The design was due to the Plaintit being housed on SSA and SGB due to false allegations. Innates housed on SSA 0566 B without Due process of any notice of rule violation, disciplinary, or disciplinary hearing. weren't allowed direct access to the Law Library. This was pursuant to a Police established or inherited by Dee Anderson. See Exhibit "B" page land 2 hereto attached and incorporated. Plaintiff attempted to utilize the Law Library Cell delivery system but frequently would receive the requested material very late or would not receive it at all. Due to this denial of access to court. Plaintiff was prejudiced due to having to wrive a speedy Total Hearing on 2-12-04 and a suppression Hearing on 2-26-04. At the time Plaintiff was a Prose defendant and did not have any assistance from an attorney, while representing himself in a criminal matter. This violated the Plaintiff's Right to Self Representation, Effective Assistance Of Counsel, and Ove Process

E) Officers Derusha, Thomas, cole, and Haber informed the Maintiff that Pursuant to a Policy established or inherited by Dee Anderson he would be forced to wear

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a Shock Belt throughout his Criminal Jury Trial from

5-10-04 through 5-20-04. Plaintiff repeatedly informed

the officers that he would accassionally feel a tingling

sensation. While he wore the shock Belt during the

trial. The officers insisted the Plaintiff continue

wearing the shock Belt but did take photographs

of the Plaintiff's body. Plaintiff was prejudiced due to

the distractions from the shock Belt during the trial.

Failed to effectively examine witnesses as well as call

several suppoenced witnesses to the stiffy to support

his automatism defense. Resulting in a life sentence.

The Plaintiff received in violation of his right to Self

Representation, Effective Assistance of Counsel, and Due Process.

(3) Tarrant County Hospital J. P.S. Health Network

(A.) Pursuant to Tarrent County Hospital J. P.S. Health Network

or 2-22-04 Medical Personnel in J.P.S. Health Network

Emergency Room. Devied the Plaintiff medical Attention for

his burning eyes and blurred vision. Which resulted

from the Plaintiff being Sprayed in the eyes with Copsium

Pepper spray J. P. S. emergency room officials informed

Page 450974

the Plaintff that if he declined the "spinal Tap" Procedure he would also be deried treatment for his eye injury pursuant to hospital policy. In Spite of the fact that the Plaintiff vision was impaired and the pain from the burning sensation was intense. The pain lasted several days and deprived plaintiff of sleep and confined him to his ped because of vision impairment. while trying to retrieve mail on 2-27-04. Plaintiff tripped over his toilet due to impaired vision and bumped his head which resulted in an epileptic seizure and had to be transported to Harris Hospital Emergercy Room. At which time Plaintiff finally received treatment for his eye igury and had his eyes flushed. Plaintiff was also subsequently prescribed eye 200ps on 3-4-04, 3-23-04, and 5-7-04. The plaintiff currently experiences occassional burned vision plaintiff also continues to suffer from epileptic seizures and has been prescribed Dilantin an anti-seizure medication Devial of medical care resulted in additional permanent and adverse injuries and was in violation of Plaintiff Right to Due Process

(B) Pursuant to Tarrant County Hospital J.R.S. Health Network on 2-27-04. Nurse Jacqueline unqualified medical personnel was allowed to deny the Plaintiff medical attention for his burning eyes and blurred vision. See Exhibit "F" hereto

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attached and incorporated. In spite of the fact that Plaintiff was In alot of pain and had to be escorted to her for evaluation while holding on to an officers shoulder due to his impaired vision. Plaintiff had lost sleep due to the interse pain and was confined to his bed due to vision impairment Hours later on 2-27-04 after being devied medical care by Nurse Tarqueline Plaintiff tried to retrieve his mail and tripped over his toilet because he did not see it. Plaintiff fell and bunged his head and sustained an epileptic seizure. was transported by Ambulance to Harris Hospital. Finally receiving eye treatment and had his eyes flushed - Plaintiff was also prescribed eyes drops on 3-4-04, 3-24-04, and 5-7-04. The Plaintiff currently experiences occassional bluned vision Plantiff also continues to suffer from epileptic seizures and has been prescribed Dilantin on anti-science medication. Devial of medical care resulted in additional permanent and adverse injuries and was violation of Plaintiffic right to Ove Process.

C.) Pursuant to Torront Country Hospital J.P.S. Health Network on 2-28-04. Nurse Debbte Fonal unqualified medical personnel

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was allowed to dery the Plaintiff emergency medical care for his eve many and painful back injury sustained after a fall. See Exhibit "O" hereto attached and incorporated. She did so after Speaking with Physician Jones Waggener over the telephone She then denied the Plaintiff emergency medical care. In spite of the fact Plaint of was in severe pain from the eyo injury and back injury. Plaintiff was finally seen by an orthopedic Doctor (3) days later. Who prescribed vicadin for the interse pain from the backlinury. Plaintiff was also prescribed eye drops on 3-4-04 3-24 04, and 5-7-04, Plaintiff was also prescribed Flexent and motion while he was in the informary for (30) days confined to his bed. Plaintill's pointul injury also required him tous e a wheel chair oue to pain he experienced from attempting to stand or walk Plaintiff missed meals the three days he was denied medical attention and also missed several other meals while in the internary and lost 1400 pounds in (30) days due to pain. Plaintiff was also forced to urinate and defecate on himself due to the inability to stand or walk. Ms Fanal also assisted in dimping Plaintiff off of the back board he was Placed on after the accident while being dumped off of the back board Plaintiff felt a pop and a Sharp part shoot down his leq which requires plainte to

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<u> </u>	Statement Of Claim
<u>curren</u>	by take over the counter medication for pain relief
Plaint	ff also currently experiences occassional blurred
	Denial of emergency medical care resulted in
	tional permanent and adverse injuries and was in
1	lation of Phintiff's Right to Due Process
	J
(4.)	Pursuant to a Policy established or inherited by David Cecero
	cal personnel in the J.P.S. Health Network Emergency Room
<u>Deni</u>	at the Plaintiff medical care on 2.2204 for burning eyes and
bluce	ted vision. which resulted from the Plaintiff being Spraged in
the ev	es with Capsium lepper spray. J.P.S. emergera, room officials informed
1	aintiff that if he declined the "Spinal Tap" Procedure he
	also be desired treatment for his eye injury pursuant to
	tal policy. In spite of the fact that the Plaintiff vision was
	ed and the pain from the burning sensation was interse. The
goin las	ted several days and deprived Plaintiff of sleep and confined him
to his	bed because of vision impairment. While trying to retrieve
	n 2-27-04. Plaintiff tripped over his toilet due to impaired
	and dumped his head which cosulted in epileptic seizure
	ad to be transported to Harris Hospital Emergency Room. At
	time plaintiff finally acceived treatment for his eye injury
	had his eyes flushed. Plaintiff was also subsequently
	Page 490f74

Statement Of Claim prescribed eye drops on 3-4-04, 3.23.04, and 5-7-04. The Plaintiff currently experiences occassional blurged vision. Plaintiff also continues to suffer from epileptic seizures and has been prescribed Dilantin on anti-science medication. Derial of medical care cesulted in additional permanent and adverce injuries and was in violation of Plaintiff eight to Due Process (B.) Rusuant to a Policy established or inherited by David Cecero Nurse Jacqueline inqualified medical personnel was allowed to dery the Plaintiff medical attention for his burning eyes and blurred vision. See Exhibit "F" hereto attached and incorporated. In spite of the fact that Plaintiff was in a let of pain and had to be escented to her for evaluation. while holding onto an officer shoulder due to his impaired vision. Plaintiff had lost sleep due to the interse pain and was confined to his bed due to vision impairment. Hows later on 2-27-04 after being denied medical cone by Nurse Jaqueline. Anniel tried to retrieve his mail and tripped over his toilet because he did not see it plaintiff fell and bunged his head and sustained an epileptic seizure. Was transported

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by ambulance to Harris Hospital. Finally receiving eye

treatment and had his eyes flushed. Plaintiff was also

Statement Of Clayon

prescribed eye drops on 3-1-04, 3-24-04, and 5-7-04. The Plaintiff currently experience occassional blurred vision.

Plaintiff also continues to suffer from epileptic seizures and not been prescribed Dilantin on anti-seizure medication.

Denil of medical care resulted in additional permanent and adverse injuries and was in usolation of Plaintiffs'

Cecero. Nurse Debbie Fanal inqualitied medical Personnel

Was allowed to deay Plaintiff emergency medical core for his

eye in jury and poinful back injury sustained afterafall.

See Exhibit "O" hereto attached and incorporated Shedid

so after Speaking with Physician Tanes Waggener over the

telephone. She then dealed the Plaintiff emergency medical

care. In spite of the fact Plaintiff was in severe poin

from the age injury and back injury. Plaintiff was finally

ceen by an orthopedic operar (3) days later, who prescribed

Vicadin for the intense pain from the back injury Plaintiff

who also prescribed Elexent and matrin, while he was in

the informany for (30) days. Confined to his bed. Plaintiffs'

painful injury also required him to use a wheel chair.

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One to the pain he experienced from attempting to stand or walk plaintiff missed meals because he could not get up the three days he was devied medical care plaintiff missed several other meals because of the pain while in the infimany for (30) days and lost (40) pounds Plaintiff was also forced to unnate and defecate on himself due to the inability to stand or walk. Ms Fand also assisted in dumping the Plaintiff off of the back board he was placed on after the accident while being dumped off of the back board Plantiff felt a pop and sharp poin shoot down histog which requires Plaintiff to currently take over the counter medication for pain celled plaintiff also currently experiences occassional blune 2 vision Denial of energency medical care resulted in additional permanent and adverse injuries and was in violation of Plaintill's cight to Due Process

(5) D.M. Stromile

mr Stromile Conspired with Mr. Gracia and Mr. Simon on 2-10-04 in dening the Plaintiff Access to the Courts, Self Representation, effective assistance of Counsel and One Process. By moving the

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658%

Statement Of Claim Plaintiff to a box down tank without a disciplinary case or hearing determining guilt. while on lockdown status for (52) days. All three officers had a conversation concerning Plaintiff's Previous lawsuit against the county and his desire to file a new lawsuit against Tarrant County Mr. Stronile also failed after personal conversations, numerous request forms, and griedances to correct the improper housing. That denied the Plaintiff direct access to the Law Library. (a) fedric Simon Mr. Simon Conspired with Sgt. Garcia and Mr. Stimile on 2-10-04 in depying the Plaintiff Access to the Courts, Self Representation, effective assistance of Council and Due Process. By moving the Plaintiff to a lockdown tank without a disciplinary case or hearing determining guilt, while on lockdown status for (52) days All three officers had a conversation concerning Plaintiff's Previous lauxuit against the County and his desire to filea new lawsuit against Tarront County. Mr. Simon also failed after personal conversations, numerous, request forms, and gregaries to correct the improper housing. That deried the Plaintiff direct access to the Law Library. Page 53 of 74

V	Statement Of Claim
(7)	Gayle Gray
1	
14. G	ray on 2-10-04 made false accusations in a report.
That th	e Plaintiff had associted another inmote. That cosuited
in the	Plaintiff being moved to a (23) how lockdown tank.
witho	ut a disciplinary case or disciplinary hearing determining
- guilt	while on Lockdown Status for (52) days which denied
the	Plaintiff direct access to the Law Library. In
<u>vìol</u>	ation of Plaintiff's Right to Access to Courts, Self
Repre	sentation, effective assistance of counsel, and Due Process.
(8)	Lieutenant Christian
handradow was sand by sand on any sand on the sand of	
<u>Lt. c</u>	ncistian gave the orders to D. Bailey for Plaintiff's Luckdown
housing	assignment on 2-10-04. The move was to a (23) hour
locka	own tank without a disciplinary case or disciplinary
heaci	ng determining quilt while on Lockdown status for (52)
days	which denied the Plaintiff direct access to the Law
Libe	are. In Violation of Plaintiffic right to Access to
Cou	uts, self depresentation, effective assistance of counsel,
	Due Process.
- Janet and a second	
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T	Statement Of Claim
(9.)	Eugene L. Garcia
	Garcia conspired with Mr. Simon and Mr. Stromile on 2-10-04 ing the Plaintiff Access To Counts, Self Representations
effecti	ve assistance of Councel, and Due Process. By Moving the
heari	of to a lock-bown tank without a disciplinary case or ng determining guilt. while on lock-bown status for (52) All three officers had a conversation concerning
Plain	hiffi Previous Lawruit against the County and his desire le a new lawruit against the county. Mr. Garcia
also	failed to clear up the false assault allegation that
}	receiving a report from Officer w. Jones on 2-11-04.
	rming him that there was no assault committed by niff The lockdown housing assignment denied the
Pla	ntiff direct access to the Law Library - In violation of
1	atiff's right to Access To Courts, Self Representation,
(10.)	Richard Closner #1551
Mr. C	losner Conspired with Mr.J. Evans in giving
	Page 550f74
······································	

	Statement Of Claim
Officer	Gracia the orders to Spray the Plaintiff in the face
with c	apsium pepper Gas on 2-22-04. The two supervisory
officials	spoke briefly with all the officers before the Plaintiff
بهمع جود	ayed in the face. While standing in his cell in the Tarrant
County J	ail. In violation of Plaintiff's Right to Due Process.
(11)	J. Evans
Mc.	Evans conspired with Mr. Clasher in giving officer
	the orders to spray the Plaintiff in the face with
√	in leppor Gas on 2-22.04. The two Supervisory
•	ials spoke briefly with all the officers before the
	THEF was sprayed in the face while Plaintiff was
1	sing in his cell in the Tarront County Jail . In
	ton of Plaintiffi Right to Due Process.
(13)	Mr. Guadulupe
	. Guadulupe on 2-10-04 personally escented after ordering
the Q	laintiff to pack up his property and move to 55 AOD
A (2	S) hour aday punitive lockdown tank without a
	Page 560f74
	, ~2E - ~0(, 1

) <u>V</u>	Statement Of Claim
disciplina	ry case or hearing determining guilt. The lockdown housing
assignme	at denied the plaintiff direct access to the Law Library.
TAV	olation of Phintiff's right to Access to Court, Self
	tation, effective assistance of coursel, and Due Process.
(13.)	Carl Garrett
W _C	Garrett on 2-10-04 made and submitted a report containing
false a	llegations. That the Plaintiff had assaulted another inmate. Due
to the-	Folse allegations contained in the report the Plaintiff
Luasm	oved to a Ca3) how a day puritive lock down tank in the
Tarront	County Jail without a disciplinary case or hearing
deter	nining guilt while on lockdown status for (32) days which
'	& the Plaintiff direct access to the Law Library - In
liolo	tion of Plaintiff's right to Access to court, self
	sentation, effective assistance of counsel, and Due Process
(14.)	Charlie Akomas * 65468
<u>~</u>	c. Alomas on 2-10-04 made and submitted a report containing
false	allegations, that the Plaintiff made threats that would
Jesp	indire officers and inmates safety. One to the false
The state of the s	Page 57 of 74

	Statement Of Claim
J	
allegati	ons contained in the report the Plaintiff was moved to
J	nour a day punitive lockdown tank in the Torrent County
	Without a disciplinary case or hearing determining guilt.
	on lockdown status for (52) days which denied the
Plaint	off direct access to the Law Library. In violation of
Plaint	Afic right to Acress to Court, Self Representation,
ef fec	tive assistance of coursel, and Due Process.
(15.)	D. Bailey
·) O	Railey made the housing assignment on 2-10-04. The move was
j	(23) how lock down tank in the Tarrant County Jail.
With	ut a disciplinary case or hearing determining suit. While
	ockdown status for (S2) days which denied the Plaintiff
1	access to the Law Library - In violation of Plaintiffs
<u>r ight</u>	to Access to Court, Self Representation, effective assistance
70	oursel and Ove Process.
1	
(16)	Oon C. Taylor
	2-22-04 mc. Taylor perturbated with officer who pepper
spraye	2 the Plaintiff while the Plaintiff was standing in his
	Page 58 0 + 74
	1476 3 3 4 7 1

	Statement Of Claim
hisce	I in the Tarrent County Jail. Mr. Taylor also
failed	to prevent ar intervene the Plaintiff from being
Seray	ed in the eyes with Copsium Pepper Gas. In
Viol	ation of Plaintiff's Due Process Rights
(\7.) Mc. Felton
0 1	2-22-04 mr. Felton participated with officers who papper
secone	2 the Plaintiff, while the Plaintiff was standing in his
<u>cell</u>	n the Tarrant County Jail - Mr. Felton also failed
) to	prevent or intervene the Plaintiff from being
sera	yed in the eyes with Capsium Pepper Gas. In
Viol	ation Of Plaintiffs Due Process Rights.
(181)	Mr Gracia
O.	n 2-22-04 mr. Gracia Pepper sprayed the Plaintiffin
the	eyes. While the Plaintiff was standing in his cell. In
V.	plation of Plantiff's Due Process Rights
(19.) Mc Crisp
	Page 59 of 74

	Statement Of Claim
٥٨	2-22-04 Ms Crisp participated with officers who pepper
<u> </u>	the Plaintiff while the Plaintiff was standing in
•	Il in the Tarront County Jail. Mc Crisp also
	to present or intervene the Plaintiff from being
<u> </u>	yed in the eyes with capsium Pepper Gas. In
V10	ation of Plaintiff's Ove Process Rights
(20	Mc. Collier
nadakkan ga garan kipi de pida, pida, pida naya garan da maya ga ga ya ana an arabidar a bayan da ma ayan.	
~	1 3-79-04 W. Collier bupicibateg mith officers mpo babber
	ed the Plaintiff while the Plaintiff was standing in his
	I in the Tarrant County Tail. Mr. Collier also
	led to prevent or intervene the Plaintet from being
	rayed in the eyes with Capsium Pepper Gas. In
V	olation of Plaintiff's One Process Rights
(2)	\
) Mr. Nieswehuis
	2-22.04 mr. Nieswehuis participated with officers who pepper
	ed the Plantiff while the Plantiff was standing in
	cell in the Tarrant County Jail. Mr. Niewsehuis also
	ed to prevent or intervene the Plaintiff from being
- 3	
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V Statement Of Claim
V STATEMENT OF CIMIT
Sprayed in the eyes with Capsium Pepper Gas. In
Violation of Plaintiff's Due Process Rights
(22) Ms Chanbler
In the Tarront County Tail on 2-28-04 ms Chandler assisted
other officers and medical personnel to dery the Plantiff emergency
medical care and treatment. Also assisted in removing by
dumping the Plaintiff off of a back board without any
X-Rays, treatment, or an evaluation by evalified medical
Personnel causing further injuries and parts In Violation
of Plaintiffic Right to Due Process.
(23) James Wassener
Or Waggerer on 228-04 informed inevalified medical
personnel Debbie Foral to demy the Plantiff emergency medical
care. For a bock muny and legingury sustained after a fall in
the Tarrant County Jail Dr. Waggener informed Mr Ford over
the telephone that the Plaintiff did not need emergency medical
cone In violation of Plaintiff's Right to Due Process
Page 610f 74
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_)	Statement Of Claim
(24)	Daisy May Jackson
	The Torrant county Jall on 2-28-64 Ms Jackson assisted
othe .	officers and medical personnel to dery the Plaintiff emergency
	ical care and treatment. Also assisted in removing by
	mping the Plaintiff off of a back board without any
X	- Rays, treatment, or an evaluation by qualified medical
ρ,	monnel causing further injuries and path. In violation
	f Plaintiff's Right to Ove Process,
(25) Debbie Fanal
00	2-28-04 in the Tarrant Country Jail Ms Fanal unqualified
medic	al personnel donled the Plaintiff emergency medical care for
his e	je injury and painful back injury sustained after a fall.
She	lid so after speaking with Dr. Waggoner over the
tele	phone. She then deried the Plaintiff emergency medical care
I	spite of the fact Plaintiff was in severe pain from the
eye	injury and back injury. Plaintiff was finally seen by an
ON4	ropedic doctor (3) days later. Who prescribed Vicodinfor
the	interse pain from the back injury. Plaintiff was also
pre	scribed eye drops on 3-4-04, 2-23-04, and 5-7-04.
	Page 620f74

Plainbff was also prescribed Flexeril and motion while he was in the infirmary for (30) days confined to his bed. Plaintiff's pointal injury also required him to use a wheel chair. Due to pain he experienced from attempting to stand or wark. Plaintiff missed meals the three days he was devied medical attention and also missed several meals while in the infilmary and 16st (40) pounds in (30) days due to pain. Plaintiff was also forced to winate and defecate on himself due to the inability to stand or walk. Ms Fand also assisted in dumping Plaintiff off of the back board he was placed on after the accident while being dunped off of the back board Plaintiff Pelt a pop and a sharp pain shoot down his leq . Which requires Plaintiff to currently take over the counter medication for pain celief. Plaintiff also currently experiences occlassional blurred vision. Devial of energency medical care resulted in additional permanent and advorce injuries and was in urolation of Plaintiff's Right to Due Process

(26.) Radiologist Curtis

In the Torrant County Jail on 2-28-04 Radiologist Curtis assisted other officers and medical personnel to day the Plaintiff emergency

Page 630+74

medical care and treatment. Also assisted in removing by
dumping the Plaintill offof a back board without any
X-Rays, treatment, or an evaluation by evalified medical
Personnel causing further injuries and pain. In Violation
of Plaintiff's Right to Due Process

(27.) Nurse Jacqueline

On 2-27-04 in the Tarrant County Tail Nurse Tacqueline ungualified medical personnel deviced the Plaintiff medical attention for his burning eyes and blurred vision. In spite of the fact Plaintiff was in alot of pain and had to be escented to her for evaluation. While holding on to an officers shoulder due to his impaired vision. Plaintiff had lost sleep due to the intuse pain and was confined to his bed due to vision impairment. Hours later on 2-27-04 after being deviced medical care by Nurse Jacqueline Plaintiff tried to cetrieve his mail and tripped over his toilet because hedid not see it. Plaintiff fell and burped his head and sustained an epileptic seizure, was transported by Ambulance to Harris Hopital. Finally receiving eye treatment and had his eyes flushed. Plaintiff was also prescribed eye drops on 3-4-04,

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<u> </u>	Hatenest Of Claim
<u> </u>	4, and 5-7-04. The Plaintiff Currently experiences occassional
blussed	vision. Plaintiff also continues to suffer from epileptic
selzur	es and has been prescribed Dilantin an anti-seizure
medle	ation. Denial of medical care cesulted in additional
——————————————————————————————————————	next and adverse injuries and was in violation of
` ;	aff's right to Due Process.
(28)	Mr. Wilson
Mr Wi	Ison on 2-10-04 personally escorted after ordering
\ 1	aintill to pack up his property and move to SSAOD
) hour a day punitive lock down tank. without a
	plinary case or hearing determining guilt. The lockdown
	3 3
	ng assignment denied the Plaintiff direct access to the Low
	In violation of plaintiffs right to Access To Courts,
Self Re	presentation, effective assistance of Counsel, and one process.
(29)	Mc. Cale
On 5-10	0-04 through 5-20-04 in the 213Th Judicial
Court	in Torrant County, Texas mr. Cole forced the
	life to wear a shock belt throughout a criminal
Ì	
personant and the state of the	Page 65 of 74

Tury Trial. In spite of the fact that Plaint of had made complaints to Mr. Cole about a fingling sensation that occurred occassionally while the Plaint of wore the Shock belt. The shock belt was a distroction to the Plaint and prejudiced the Plaint of defense resulting in the Plaint of was a life sentence. Due to the fact the Plaint of was a Prose Defendant without any assistance from an attorney of anytime during the trial. Due to the distracting shock belt plaint of failed to effectively direct examine and cross examine witnesses. Plaint of also failed to call suppensed witnesses to support his defense. Forcing the Plaint of to Plaint of Right to Due Process, effective assistance of coursel, Self Representation and access To Courts.

(39) Mr. Derusha

on 5-10-04 through 5-20:04 in the 213th Judicial Court in Tarrant County, Texas. Mr Nerusha forced the Plaintiff to wear a shockbelt throughout a criminal Juny Trial. In spite of the fact that Plaintiff had made complaints to mr. Denusha about a tingling sensation that occurred occassionally while

page 66 of 74

the Plaintiff wore the Shock belt. The Shock belt was a distraction to the Plaintiff and prejudiced the Plaintiff defease resulting in Plaintiff receiving a life sentence. Due to the fact the Plaintiff was a prose defendant without any assistance from an attorney at anytime during the trial due to the distracting Shockbelt Plaintiff failed to effectively direct examine and cross examine witnesses. Plaintiff also failed to call suppermed witnesses to support his defense. Forcing the Plaintiff to wear a malfunctioning Shock belt was in Violation of Plaintiff's Right to Due Process, effective assistance of counsel, Self Representation, and Access to Count.

(31) Mr. James Thomas

on 5-10-04 through 5-20-04 in the 213th Tubicial Court in

Tarrant County, Texas, Mr. Thomas forced the Plaintiff to wear

a shock belt throughout a criminal Tury Trial. In spite of the

fact that Plaintiff had made complaints to Mr. Thomas about a

tingling sensation that occurred occassionally while the Plaintiff

wore the Shock belt. The Shock belt was a distraction to the

Plaintiff and prejudiced the Plaintiff defense resulting in Plaintiff

receiving a life sentence. One to the fact the Plaintiff

Page 67 of 74

V	Statement of Claim
wasas	rose Defendant without any assistance from an attorney
at ony	time during the trial Due to the distincting shock belt
Plaintif	f failed to effectively direct examine and cross examine
withers	es Plaintiff also failed to call suppended witnesses to
suppor	+ his defense. Forcing the Plaintiff to wear a malfunctioning
Shorkb	elt was in violation of Plaintiff's Right to Due Process,
effec	the assistance of coursel, self Representation, and
Acce	ss to Court.
(32)	Mr. Haber
)	
00.5-10	-04 through 5-20-04 in the 213Th Judicial Court in Tarront
County	Texas, Mr. Haber forced the Plaintiff to wear a shock belt
through	hout a criminal June Trial. In spite of the fact that
chainly	Et had made complaints to Mr. Haber about a tingling
sensati	n that occurred occassionally while the Plaintiff wore
the sho	ck belt. The shock belt was a distraction to the Playntiff
and po	ejudiced the Plaintiff defence resulting in Plaintiff
recei	ving a life sentence. Due to the fact the Plaintiff
was q	a Proce Defendant without any assistance from an attorney
at an	4thme during the trial. Due to the distracting Shock belt
	If failed to effectively direct examine and cross examine
.)	·
	Page 680f 74

V	Statement Of Claim
	'
wite	lesses. Plaintiff also failed to call supported witnesses to support
his d	efense. Forcing the Plaintiff to wear a malfunctioning Shock
belt	was in violation of Plaintill's Right to Due Process, effective
Qssis	tance of coursel, Self Representation, and Access To Court.
·	
(33) Mr. Harrison
<u>On</u> :	2.28.04 in the Tarront County Jail Corporal Harrison
1	ed the Plaintiff back to his cell from the visitation booth.
ALH	e time the Plaintiff had impaired usuan due to being
	ed in the eyes with Capsium lepper Gas (b) days
· ·	es. The Plaintiff had to be escorted to the visitation
boot	n by holding on to an officers shoulder. Plaintiff complied
Him	the order given by Corporal Harrison out of fear in
tige	e of the fact of his inability to see. Plaintfl then
sub	requestly tripped over an object on his way back to his
cell	and injured his back and leg. The order was in violation
to	Plaintiffé right to due Process.
A-manufacture and a second and a	
· Francisco de Carlos	Page 690f74
	l

_	
_	
_	
	• • • •
RE	LIEF:
Stat	te briefly exactly what you want the court to do for you. Make no legal arguments. Cite no
	es or statutes.
C43,	of statutes.
	See attached Pages
_	
BA	CKGROUND INFORMATION:
A.	State, in complete form, all names you have ever used or been known by including any and
	all aliases:
	Aller Fritzgerald Calton Aller Fitzgerald Calton
В.	List all TDCJ-ID identification numbers you have ever been assigned and all other state or
	federal prison or FBI numbers ever assigned to you, if known to you.
	426380 TOCT 484586 TOCT 1123880 TOCT
	,
SAI	NCTIONS:
A.	Have you been sanctioned by any court as a result of any lawsuit you have filed?
	YESNO
_	
B.	If your answer is "yes", give the following information for every lawsuit in which sanctions
	imposed. (If more than one, use another piece of paper and answer the same questions.)
	1. Court that imposed sanctions (if federal, give district and division):
	2. Case Number:
	3. Approximate date sanctions were imposed:
	4. Have the sanctions been lifted or otherwise satisfied? YES NO
_	Has any court ever warned or notified you that sanctions could be imposed? YES
	THAN ADVICTOR EVEL WALDED OF DOLLDED VOIL THAT SARCHORS COULD BE IMPOSED!
C.	This any court ever warned or notified you that sanctions could be imposed 125_2
	If your answer is "yes", give the following information for every lawsuit in which warning

	Relief
(A) Awa	& Composition Danages in the Collowing Amounts
1, \$	1,000,000 against Defendant Torrant County
2.3	1,000,000 against Defendant Dee Anderson
1	J. P.S. Health Network
4.	1,000,000 against Defendant David Cecero
	SOO,000 against each of the following defendants M. Stromle, Cedric Simon, Eugene Garcia, Gayle Eroy, Lieutenant Christian, Richard Closner, J. Evans, Mr. Guadalupe, Carl Garrett, Charlie Akomas, a Bayley, Don C. Taylor, Mr. Felton, Mr. Gracia, Ms Misp, Mr. Collies, Mr. Niewehuis, Ms Chardler, James Wassener, Daisy May Jackson, Nurse Debbie Fanal, Radiologist Curbs, Nurse Jacqueline, Mr. Wilson, Mr. Cole, Mr. Derusha, Mr. James Thomas, Mr. Haber, and Mr. Harrison
	Page 710f74

1) 4	Relief
(B) Aw	and Punitive Damages in the following Amounts
# /	250,000 against Defendant Tarrant County
2.1	250,000 against Defendant Dee Anderson
!	250,000 against Defendant Tarront County Hospital J. P.S. Health Network
4 3	(250,000) against Defendant Douid Cecero
	A 50,000 against each of the following defendants M. Stromile, Cedric Simon, Eugene Garcia, Gayle may, Lieutenant Christian, Richard Closner, J. Evons, in Guadalupe, Carl Garnett, Charlle Akomas, D. Balley, Don C. Taylor, Mr. Felton, Mr. Gracia, Ms Crisp, Mr. Collier, Mr. Niewerhuis, Ms Chardler, Janes Naggener, Daisy May Jackson, Nurse Debbie Fanal, Radiologist Curtis, Nurse Jacqueline, Mr. wilson, Mr. Cole, Mr. Derusha, Mr. Janes Thomas, Mr. Haber, and Mr. Harrison
``	Page 72 of 74

1.	Court that imposed warning (if federal, a	give the district and division):	
2. 3.	Case number: Approximate date warnings were impose	d:	
Executed	on: October 28,2005 DATE	Allen Catton Ollen Catton (Signature of Plaintiff)	
PLAINT I	IFF'S DECLARATIONS		
1.	I declare under penalty of perjury all fac thereto are true and correct.	ts presented in this complaint and attachments	
2.	I understand if I am released or transferred, it is my responsibility to keep the Court informed of my current mailing address and failure to do so may result in the dismissal of this lawsuit.		
3.	I understand that I must exhaust all available administrative remedies prior to filing this lawsuit.		
4.	I understand I am prohibited from bringing an in forma pauperis lawsuit if I have brought three or more civil actions in a Court of the United States while incarcerated or detained in any facility, which lawsuits are dismissed on the ground they were frivolous, malicious, or failed to state a claim upon which relief may be granted, unless I am under imminent danger of serious physical injury.		
5.	I understand even if I am allowed to proceed without prepayment of costs, I am responsible for the entire \$150 filing fee and costs assessed by the Court, which shall be deducted in accordance with the law from my inmate account by my custodian until the filing fee is paid.		
Signed thi	is <u>28 Th</u> day of <u>Octobe</u> (Day) (Mont)		
		Allen Calton	
		Allen Calton Ollen Calton (Signature of Plaintiff)	

WARNING: The Plaintiff is hereby advised any false or deliberately misleading information provided in response to the following questions will result in the imposition of sanctions. The sanctions the Court may impose include, but are not limited to monetary sanctions and/or the dismissal of this action with prejudice.

: : : -	
	Jurisdiction
-	
`	Court has jurisdiction over the Plainblis Claim
	plation of Federal Constitutional Rights Under
42 U.S	C § 1331 (a), 1342, on 28 U.S.C. § 1343 (3)
2 :	
	Certificate Of Service
	I hereby certify that a true and correct original
	and one copy of this complaint was centified
,	mail return receipt requested to the
h E water beginn a series from the property of the control of the	United States District Court Clark Fort
	worth Division on october 28,2005 CMRRR
	7003 2260 0006 7073 6759.
yang ang paggamag at ana at ana at ana at ana at ang paggang ang pana ann an ana at ana at ang pa	Cellen Calton
	page 74 of 74

David Cecero, C.E.D.	April 13,2004
1500 South Main St.	
Fortworth, Tx 76104	
,	
Mr. Cecero;	
I am filing this letter as	a formal complaint or
grievance for being devised m	redical attention on
February 22,2004. I ref	used to have a
Spinal Tap Procedure and	was then subsequently
device medical attention fo	or burning eyes due
to being sprayed in the	eyes with pepper
spray gas. my eyes w.	ere burning and my
· vision was blurces, when	
medical attention and disc	
Emergency Room. I had t	
flushed at Harris met	hodist Hospital on
February 27, 2004. While	e receiving emergency
room treatment. A re	sponse to this complaint
would be appreciated at	the address below.
	Thank You,
· · · · · · · · · · · · · · · · · · ·	
	allen Calton
This complaint was confided m	ail return receipt requested to
the above party CMRRR#7002	2030 0003 4875 6838
Allen F Calton #1123880	
100 N. Lanar St.	
Fort worth TX 76102	
Exhibit	" A "

TARRANT COUNTY SHERIFF'S OFFICE CONFINEMENT BUREAU ADMINISTRATION



Reference: Inmate Alan Calton

Date: March 16, 2004

The Grievance Appeal Board met on March 15, 2004. Your original grievances, written appeals, and all applicable reports were reviewed. You brought forth [8] separate issues. The Board will address each referencing the original grievance number.

In reference to grievance # 1026, whereby you stated that you were unaware of how to pursue charges against numerous Sheriff's Office personnel for various reasons, you may direct your correspondence to the Tarrant County District Attorney's Office. The Internal Affairs Division of the Tarrant County Sheriff's Office has been contacted by Captain A. Ferrell and requested that you be contacted.

In reference to grievance # 1026 [2] whereby you alleged that you were inappropriately housed, denied gym time, denied single cell occupancy, and not allowed to physically go to the Law Library, the Board finds that you were housed in 56 B based on instruction by Sergeant E. Garcia. Witnesses, and Officer reports corroborate that you struck another inmate on February 10, 2004.

In response to allegations that you attended gym [1] time in eleven days, activity logs for pod 56 B from the timeframe of February 11, 2004, to the date of your Grievance indicate that you were out for rotation multiple times, but there were no specific annotation for gym time. Corrective action has been taken to ensure the pod officer specifically annotates gym time, rotation time, and any refusals to accept such time on daily activity logs.

In response to you not being able to physically go to the Law Library, the Board finds that per current policy, assaultive inmates are not allowed to visit the Law Library. The Pod Officer furnishes Law material upon request. There are numerous entries indicating

Exhibit "B" pagelof2

that you have requested and received numerous case and legal paperwork per your requests.

In response to your allegation that several Officers with Capsuim Pepper Spray assaulted you, the Board has reviewed reports, which indicate you refused to place your hands in the food serving port to be handcuffed and removed from your cell. The reason that a shakedown was being conducted was there was weapons found in the tank. To ensure both inmate and Officer safety, all inmates were handcuffed and placed into the dayroom during shakedown.

In response to your allegation that you are single cell occupancy restricted, the Board finds that you are not entitled to a single cell based on your legal materials. You were advised that if a single cell became available we would try to accommodate you.

In response to grievance # 1027, the Board finds there has been no disruption of your outgoing mail by mailroom personnel. Outgoing mail is picked up at the end of each individual shift and placed into a mailbox. In response to your allegation that legal mail is opened outside your presence, the Board finds that occasionally, legal mail is inadvertently opened due to inability to readily identify legal mail as such, however the contents are not read. Since receipt of this specific grievance, all outging correspondence mailed from you goes directly to Captain A. Ferrell, logged and miled upon receipt.

In response to grievance # 1028, the Board recognizes similarities in your complaint and defers to the same response indicated in #1026, referencing Law Library usage.

In response to grievance # 1029, the Board finds that property [toothpaste] was released to you on at least one occasion but denied on another. All similar property [ie-] toothpaste placed into your property from another facility has since been released to you on March 22, 2004. However, future requests for services such as releasing property reto be addressed as such and not presented as a grievance as they will not be considered one.

Captain Amy Ferrell Support Services

Captain M. Hendrix Booking

Chief Cedric Simon Housing

Exhibit "B" page 2012

TARRANT COUNTY SHERIFF'S OFFICE CONFINEMENT BUREAU ADMINISTRATION



Reference: Inmate Allen F. Calton # 0202373

Grievance Appeal # 1046A

Date: April 22, 2004

The Grievance Appeal Board met on April 22, 2004. Your original grievance, written appeal, and all applicable reports were reviewed. In response to your allegation that Officer Barnett, Officer Blacke and Corporal Harrison contributed directly or indirectly to your fall, the Board finds no evidence to support the allegation. Further there is no evidence to support the allegation that Officers are "out to get" you. There will be no further action taken by the Board in this matter

Captain Amy Ferrell **Support Services**

Chief Deputy D.M. Stromile Support Services

Housing

Chief Cedric Simon

Exhibit "C"

TARRANT COUNTY SHERIFF'S OFFICE CONFINEMENT BUREAU ADMINISTRATION



Reference: Inmate Allen F. Calton # 0202373

Grievance Appeal # 1045 A

Date: April 2, 2004

The Grievance Appeal Board met on April 2, 2004. Your original grievance, written appeal, and all applicable reports were reviewed. The Board agrees with the original response you received from John Peter Smith Representative, B. Bernalk R.N. You have received medical care in accordance with John Peter Smith Hospital policy and / or procedure. Further or continuous concerns reference your medical care should be directed to the following personnel:

D. Cecero, CEO John Peter Smith Hospital 1500 S. Main Street Fort Worth, Texas, 76104.

There will be no further action taken by the Grievance Board in this matter.

Captain Amy Ferrell Support Services

Captain M. Hendrix Booking Chief Cedric Simon

Housing

Exhibit "D"

TARRANT COUNTY SHERIFF'S OFFICE CONFINEMENT BUREAU ADMINISTRATION



Reference: Inmate Allen F. Calton # 0202373

Grievance Appeal # 538 A

Date: April 2, 2004

The Grievance Appeal Board met on April 2, 2004. Your original grievance, written appeal, and all applicable reports were reviewed. Your grievance appeal was received on March 31,2004. As a result of your grievance, both Captain A. Ferrell and Executive Chief B. Knowles, met with you on April 1, 2004. The determination was made by Chief Knowles to remove you from assaultive status, move you to pod 59 B and allow you physical access to the Law Library thus remedying your Law Library grievances. There will be no further action taken in this matter.

Captain Amy Ferrell Support Services

Captain M. Hendrix Booking

Chief Cedric Simon Housing

TARRANT COUNTY SHERIFF'S OFFICE CONFINEMENT BUREAU ADMINISTRATION



Reference: Inmate Allen F. Calton # 0202373

Grievance Appeal # 1049 A

Date: April 22, 2004

The Grievance Appeal Board met on April 22, 2004. Your original grievance, written appeal, and all applicable reports were reviewed. Captain A. Ferrell spoke with John Peter Smith Supervisor Daisy Jackson reference Nurse Jacqueline's conduct, which you have alleged was indifferent. Ms. Jackson advised that the Nurse's care administered was in accordance with John Peter Smith's standards and policy. Further, the Board has been unable to substantiate that Nurses Jacqueline's administered care was in any manner directly or indirectly related to your subsequent fall. Further or continuous concerns reference your medical needs and / or attention received should be directed to David Cecero, 1500 S. Main Street, Fort Worth, Texas, 76104. There will be no further action taken by the Board in this matter.

Captain Amy Ferrell **Support Services**

Chief Deputy D.M. Stromile

Support Services

Chief Cedric Simon

Housing

Exhibit "F"

05-cv-00703-Y Document 1 Filed 11/04/05 #1123880 Allen Calton Bill Clements Unit 9601 Spw 591 Amarillo, TX 79107

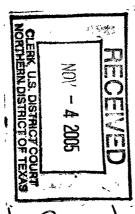
Page 82 of 83

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4-05 CV-0703-Y

United States 1 Office Of The 1 501 West Tenths Fort worth Th





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Clerk Room 310

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